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6                   UNITED STATES DISTRICT COURT  
7                   EASTERN DISTRICT OF CALIFORNIA  
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9     TONY XAVIER HOUSTON,  
10                   Plaintiff,  
11     v.  
12     NORTH KERN STATE PRISON, et al.,  
13                   Defendants.

1:21-cv-00953-GSA (PC)

**ORDER TO SUBMIT APPLICATION  
TO PROCEED IN FORMA PAUPERIS ON  
COURT'S FORM OR PAY FILING FEE  
WITHIN 45 DAYS**

15       Plaintiff is a state prisoner proceeding *pro se* in a civil rights action pursuant to 42 U.S.C.  
16       § 1983. Plaintiff has not paid the \$402.00 filing fee, or submitted an application on the court's  
17       form to proceed *in forma pauperis* pursuant to 28 U.S.C. § 1915.

18       Accordingly, IT IS HEREBY ORDERED that:

19       Within forty-five (45) days of the date of service of this order, plaintiff shall submit the  
20       attached application to proceed *in forma pauperis*, completed and signed, or in the alternative,  
21       pay the \$402.00 filing fee for this action. **No requests for extension will be granted without a  
22       showing of good cause. Failure to comply with this order will result in dismissal of this  
23       action.**

24       IT IS SO ORDERED.

25       Dated: June 25, 2021

26                    /s/ **Gary S. Austin**  
27                    UNITED STATES MAGISTRATE JUDGE  
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